

Docket No.: 043888-0312

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of	:	Customer Number: 20277
Takayuki SHIRANE, et al.	:	Confirmation Number: 9712
Application No.: 10/826,389	:	Tech Center Art Unit: 1745
Filed: April 19, 2004	:	Examiner: Gregg Cantelmo
For: SECONDARY BATTERY	:	

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**NOTICE OF APPEAL  
FROM THE PRIMARY EXAMINER  
TO THE BOARD OF APPEALS**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated August 30, 2005 of the Primary Examiner finally rejecting claims 1-3 and 5-14.

Appeal Fee: \$ \$500.00

- ☐ Not required (fee paid in prior appeal in this application).
- ☒ Charge to Deposit Account No. 500417.
- ☐ Check Enclosed.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper,

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McDermott Will&amp;Emery LLP

005/005

Docket No.: 43888-312

PATENT

including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL &amp; EMERY LLP



Michael E. Fogarty  
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Please recognize our Customer No. 20277  
as our correspondence address.

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## Certification of Facsimile Transmission

I hereby certify that this paper is being faxed  
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Matilda Mason

  
Signature Date 02/28/2006

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